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13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 The Estate of Noel H. Reveron; Rosalina
16 Reveron and Ashley Ramautar, as Special
17 Co-Administrators,

18 Plaintiff,

19 v.

20 Robert Wayne Johnson, individually; United
21 States of America ex. rel. United States
22 Postal Service; Does Driver, Individually,
23 Does Companies 1 through 10 and Does 11
24 through 20, inclusive,

25 Defendants.

26 Case No. 2:23-cv-00029-APG-NJK

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28 **Stipulation and Order to**
Extend Time to File a Response
(Third Request)

29 Plaintiffs and Defendants through undersigned counsel, hereby submit this
30 stipulation to extend the date for Defendants to file and serve a responsive pleading to the
31 Plaintiffs' first amended complaint ("the amended complaint"), which was filed on April 3,
32 2023. ECF No. 12.

33 The parties filed their first request for an extension of time, to allow the Plaintiffs to
34 file the amended complaint. ECF No. 6. The first request was granted by the Court. ECF
35 No. 7. Pursuant to the first request the Defendants have until April 3, 2023, to provide a
36 responsive pleading to the amended complaint once it is filed. ECF No. 7. Prior to the
37 Plaintiffs' filing the amended complaint, the parties filed a second request to extend the
38 time to file a response. ECF No. 10. That request was denied by the Court, as the parties
39 did not specify the reasons for the Plaintiffs' delay in filing the amended complaint. ECF
40 No. 11. Plaintiffs were not able to file their amended complaint sooner, because Plaintiffs'

1 counsel is transitioning to a new firm and this case is in the process of being reassigned to a
2 different counsel for handling. However, the Plaintiffs filed the amended complaint on the
3 same date that the responsive pleading to the amended complaint is due.

4 Since the Plaintiffs' amended complaint was filed on the same date that the response
5 to that amended complaint was due, the parties, through undersigned counsel, stipulate
6 and request that the Court approve a four-weeks extension of time, from April 3, 2023, to
7 May 1, 2023, for the Defendants to file a responsive pleading to the amended complaint.

8 The Defendants will need the additional time to evaluate the causes of actions and
9 claims raised in the amended complaint, to provide a responsive pleading. This is the third
10 request for an extension of time.

11 Therefore, the parties request that the Court extend the deadline for the United States
12 to answer or otherwise respond to the Plaintiffs' First Amended Complaint to **May 1, 2023**.

13 This stipulated request is filed in good faith and not for the purposes of undue delay.

14 Respectfully submitted this 3rd day of April 2023.

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16 LERNER & ROWE INJURY
17 ATTORNEYS

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25 **NO FURTHER EXTENSIONS
WILL BE GRANTED.**

IT IS SO ORDERED:

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UNITED STATES MAGISTRATE JUDGE
28 DATED: April 4, 2023